

REMARKS

The final Office Action of January 2, 2008 has been carefully reviewed and these remarks are responsive thereto.

SUMMARY OF INTERVIEW

Applicant greatly appreciates the assistance of the Examiner in conducting an interview on March 28, 2008, during which the Klassen and Barton references were discussed. It was agreed during the interview that neither Klassen nor Barton discloses transmitting test packets over a plurality of time slots corresponding to candidate times during which packets may be transmitted over the network, as recited in independent claim 37. Additionally, the Examiner suggested rewording independent claim 19 slightly to clarify it.

Rejections Under 35 U.S.C. § 103

In view of the agreement reached regarding independent claim 37, and in order to expedite prosecution of this case, similar amendments have been made to independent claims 1, 15, 19, and 31 to clarify the meaning of "time slot." Accordingly, all independent claims are believed to be in condition for allowance. Additionally, independent claim 19 has been amended slightly to clarify its wording as requested by the examiner, and the preamble of independent claim 31 has been amended to introduce support for the later-recited "network" in the claim.

New dependent claims 38-40 depend from independent claims 1, 15, and 37, and are believed to also be allowable. Support in the specification for the computer-readable medium appears in paragraph 45 of the application as published.

Conclusion

Based on the foregoing, Applicant respectfully submits that the application is in condition for allowance and requests that the rejections be reconsidered.

Respectfully submitted,
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Dated this 7th day of April, 2008 By: /Bradley C. Wright/

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